

STATE OF MONTANA
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
1424 9TH AVENUE P.O.BOX 201601 HELENA, MONTANA 59620-1601

GENERAL ABSTRACT

Water Right Number: 41H 138937-00 STATEMENT OF CLAIM
Version: 2 -- SPLIT POST DECREE

Version Status: ACTIVE

Owners: BAXTER RANCH HOLDING LTD
337 BOBWHITE LN
NEW BRAUNFELS, TX 78132

Priority Date: JUNE 15, 1870

Enforceable Priority Date: JUNE 15, 1870

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 374.30 GPM (0.834 CFS)

Maximum Volume: 304.30 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 400.00

Source Name: WEST GALLATIN RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNWNW	11	3S	4E	GALLATIN

Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: FARMERS CANAL

Period of Use: MAY 1 to OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	320.00		N2	4	2S	5E	GALLATIN
2	80.00		E2NE	5	2S	5E	GALLATIN
Total:	400.00						

Geocodes/Valid: 06-0798-04-1-01-01-0000 - Y 06-0798-04-2-01-01-0000 - Y
06-0798-04-2-01-05-0000 - Y 06-0798-04-2-01-10-0000 - Y
06-0798-05-1-01-01-0000 - Y

Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

126871-00 138937-00

THE MAXIMUM ACRES AND PLACE OF USE WERE AMENDED BY THE WATER COURT PURSUANT TO SECTION 85-2-233(6), MCA.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

SPLIT CLAIM NO. 41H 30108500 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 40294 RECEIVED 07/31/2006.

OWNERSHIP UPDATE TYPE 608 # 40818 RECEIVED 08/21/2006.

OWNERSHIP UPDATE TYPE 641 # 142557 RECEIVED 10/29/2014.

OWNERSHIP UPDATE TYPE WATER COURT ORDER # 149927 RECEIVED 11/15/2016.